IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

AND
THE HON'BLE SRI JUSTICE M.NARAYANA REDDY

WRIT PETITION No.20003 of 2004

Between:

B. Adinayarayana, S/o. Late Apparao,
H.No.47-27-1, Newe Colony, Visakhapatnam.

....PETITIONER

AND

The Branch Manager, Vysya Bank Limited, Super Bazar Branch,
Visakhapatnam.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue writ of Mandamus or any other writ, order or direction more particularly one in the nature of writ of Mandamus by declaring the action of the D.R.T., Visakhapatnam, in dismissing the M.A.Nos.116,117,118 of 2003 in O.A.1019/02 dt. 09.07.2004 to condone the delay in filing the petition, set aside the ex parte orders dt. 24.09.2003 to recall P.W.1, for the cross examination arbitrary, violation of principles of natural justice, also violation Art 14,21 311 of the Constitution of India.

Counsel for the Petitioner: Mr.K.PURUSHOTHAM

Counsel for the Respondent : Mr. Addepalli Suryanarayana

The Court at the admission stage made the following :

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ORAL ORDER: (per the Hon'ble the Chief Justice)

We see no ground to entertain this writ petition in view of the fact that the petitioner has got adequate efficacious statutory remedy available of preferring appeal before the Debt Recovery Appellate Tribunal, Chennai.

The writ petition is dismissed.

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(DEVINDER GUPTA, C.J.)

24th November 2004.

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(M. NARAYANA REDDY, J.)

ARS

To

1.The Branch Manager, Vysya Bank Limited, Super Bazar Branch, Visakhapatnam.

2. Two C.D. copies.